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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA,

Plaintiff,

vs.

BRIAN WRIGHT,

Defendant.

2:14-cr-00357-APG-VCF

MOTION FOR EXTENSION OF
TIME TO FILE RESPONSE
(First Request)

COMES NOW the United States of America, by and through DANIEL G. BOGDEN, the undersigned Assistant United States Attorney, Kimberly M. Frayn, and hereby respectfully move the Court for an extension of time to file the Government's response to defendant Wright's motion to dismiss Counts One through Four of the Indictment (Doc. No. 154), to a date and time convenient to the Court, but not less than fourteen days after the current date upon which the Government must file its response, that is, fourteen days after November 30, 2015, which is approximately December 14, 2015, for the following reasons:

On November 13, 2015, Defendant Wright filed a motion to dismiss Counts One through Four of the Indictment (Doc. No. 154). The Government's time to file its response to the motion to dismiss Counts One through Four of the Indictment is presently set for Monday, November 30, 2015. However, Government counsel will be out of the office and out of the state on a previously

1 scheduled trip on November 23, 2015, which is expected to approximately ten days to last two
2 weeks. Although it is anticipated that Defendant Wright will oppose the brief fourteen day
3 extension of time, Government respectfully moves the Court for an extension of time to file the
4 Government's response to defendant Wright's motion (Doc. No. 154), to a date and time convenient
5 to the Court, but not before December 14, 2015, which is approximately fourteen days after the date
6 upon which the Government's response is presently due.

7 Although defendant Wright is in custody, the brief requested delay will not unduly prejudice
8 him and is not made merely for purposes of delay, but to allow the Government continuity of
9 counsel. Granting of this request will not affect the trial in this matter, which is presently set for
10 February 22, 2016.

11 This is the first request to extend time for the Government to file its response.

12 THEREFORE, the United States respectfully requests the Court to extend the Government's
13 time to file its response to defendant Wright's dismiss Counts One through Four of the Indictment
14 (Doc. No. 154), to a date and time convenient to the Court, but not less than fourteen days after the
15 current date upon which the Government must file its response, that is, December 14, 2015.

16 DATED this 23rd day of November, 2015.

17 DANIEL G. BOGDEN
18 United States Attorney

19 /s/ Kimberly M. Frayn
20 KIMBERLY M. Frayn
Assistant United States Attorney

CERTIFICATE OF SERVICE

I, Kimberly M. Frayn , certify that the following individuals were served with a copy of the Government's MOTION FOR EXTENSION OF TIME TO FILE RESPONSE on this date by the below identified method of service on November 23, 2015: Electronic Case Filing to standby counsel Lance Maningo, Esq. and via United States mail to:

Mr. Brian Wright #49211048
NSDC 2190 East Mesquite Avenue
Pahrump, Nevada, 89060

/s/ Kimberly M. Frayn
KIMBERLY M. Frayn
Assistant United States Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA,

2:14-cr-00357-APG-VCF

Plaintiff,

vs.

BRIAN WRIGHT,

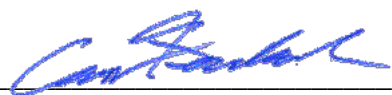
Defendant.

ORDER

After considering Government's motion to extend the Government's time to file its response to defendant Wright's motion to dismiss Counts One through Four of the Indictment (Doc. No. 154), to a date and time convenient to the Court, but not less than fourteen days after the current date upon which the Government must file its response, that is, fourteen days after November 30, 2015, which is approximately December 14, 2015, the Court hereby finds good cause to grant the Government's request.

THEREFORE, IT IS HEREBY ORDERED that the Government's Motion For Extension Of Time to File Response is GRANTED and the Government shall file its response before midnight on Monday, December 14, 2015.

Dated: November 23, 2015



THE HONORABLE CAM FERENBACH
UNITED STATES MAGISTRATE COURT JUDGE